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Application Serial No. 09/913,686  
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REMARKS

Claims 1, 17, 28 and 29 are amended herein to delete the term "text data."  
Applicant respectfully posits that this amendment renders the claims patentable over the art of record.

Particularly, the Examiner argues as follows:

The "encrypted first section" corresponds to the "encrypted message" in Fig. 1 of Van Oorschot.

The "unencrypted second section" corresponds to the "X-fields" as mentioned in the fifth line of page 4 of the Office Action. The X-fields of Van Oorschot indeed include a public key of A and a symmetric key encrypted with this public key. Importantly, however, this public key remains unencrypted.

Applicants' arguments before current Office Action were that a public key is different from "audio data, video data, a combination of audio data and video data, text data or binary data forming an executable program.

Now, the Examiner has cited new prior art reference US Patent 6,148,404 to Yatsukawa. Column 5 reads that a sender A transmits a message containing A's signature and A's public-key certificate to a receiver B.

Now, the Examiner argues that adding to the public-key in the X-field, a public-key certificate from A as taught by Yatsukawa is obvious. Furthermore, the Examiner argues that it is well-known that such a public-key certificate contains text data as outlined in the second line page 5.

In view of that, Applicants deleted the term "text data" from the claims.

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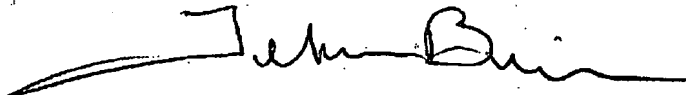
Importantly, one can NOT say that a public-key certificate for a certain party includes "audio data, video data, a combination of audio data and video data or binary data forming an executable program."

Thus, even if those skilled in the art would combine the references as argued by the Examiner, they would not arrive at the inventive device as defined in the claims.

Furthermore, it would not make any sense to introduce any audio data, video data, binary data into the X-fields, since one cannot verify the authenticity of a public key certificate as required in column 5, lines 4 to 6 of Yakutsawa, when one has audio data, video data or binary data.

Should the Examiner deem it helpful, he is encouraged to contact Applicant's attorney at (650) 474-8400.

Respectfully submitted,



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